

HOUSE BILL NO. 73

INTRODUCED BY BUZZAS

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A COUNTY, CITY, TOWN, OR MUNICIPALITY TO IMPOSE A VOTED LEVY FOR PROGRAMS THAT PREVENT SUBSTANCE ABUSE BY MINORS; AND PROVIDING AN EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Prevention program voted levy. (1) If authorized by the electors, the governing body of a county, city, town, or municipality may establish a fund to create and maintain prevention programs within the geographic boundaries of the governing body by a levy on the taxable property within the county, city, town, or municipality. The tax levy is in addition to all other tax levies. The election to authorize the levy must be conducted as provided in 15-10-425.

(2) The governing body may, by resolution, make expenditures from the fund as it may from time to time determine, provided that expenditures must be made solely for the creation, maintenance, and development of prevention programs.

(3) For the purposes of this section, "prevention programs" includes programs that reduce substance abuse by minors and that have as their purpose the promotion of safe schools and communities.

NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 7, chapter 6, part 21, and the provisions of Title 7, chapter 6, part 21, apply to [section 1].

COORDINATION SECTION. SECTION 3. COORDINATION INSTRUCTION. IF SENATE BILL NO. 301 AND [THIS ACT] ARE BOTH PASSED AND APPROVED, THEN [THIS ACT] IS VOID AND [SECTION 7] OF SENATE BILL NO. 301 IS AMENDED TO READ:

"Section 7. County taxation -- purposes. A county may impose a property tax levy for any public or governmental purpose not specifically prohibited by law. Public and governmental purposes include but are not limited to:

(1) district court purposes as provided in 7-6-2511;

- 1 (2) county-owned or county-operated health care facility purposes as provided in 7-6-2512;
2 (3) county law enforcement services and maintenance of county detention center purposes as provided
3 in 7-6-2513 and search and rescue units as provided in 7-32-235;
4 (4) multijurisdictional service purposes as provided in 7-11-1106;
5 (5) transportation services for senior citizens and persons with disabilities as provided in 7-14-111;
6 (6) support for a port authority as provided in 7-14-1132;
7 (7) county road, bridge, and ferry purposes as provided in 7-14-2101, 7-14-2501, 7-14-2502,
8 7-14-2503, 7-14-2801, and 7-14-2807;
9 (8) recreational, educational, and other activities of the elderly as provided in 7-16-101;
10 (9) purposes of county fair activities, parks, cultural facilities, and any county-owned civic center, youth
11 center, recreation center, or recreational complex as provided in 7-16-2102, 7-16-2109, and 7-21-3410;
12 (10) programs for the operation of licensed day-care centers and homes as provided in 7-16-2108 and
13 7-16-4114;
14 (11) support for a museum, facility for the arts and the humanities, or collection of exhibits as provided
15 in 7-16-2205;
16 (12) extension work in agriculture and home economics as provided in 7-21-3203;
17 (13) weed control and management purposes as provided in 7-22-2142;
18 (14) insect control programs as provided in 7-22-2306;
19 (15) fire control as provided in 7-33-2209;
20 (16) ambulance service as provided in 7-34-102;
21 (17) public health purposes as provided in 50-2-111 and 50-2-114;
22 (18) public assistance purposes as provided in 53-3-115;
23 (19) indigent assistance purposes as provided in 53-3-116;
24 (20) developmental disabilities facilities as provided in 53-20-208;
25 (21) mental health services as provided in 53-21-1010;
26 (22) airport and landing field purposes as provided in 67-10-402 and 67-11-302;
27 (23) purebred livestock shows and sales as provided in 81-8-504; ~~and~~
28 (24) economic development purposes as provided in 90-5-112; and
29 (25) prevention programs, including programs that reduce substance abuse."
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1 NEW SECTION. **Section 4. Effective date.** [This act] is effective July 1, 2005.

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